

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, July 19, 2005, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Commissioner
Robert H. Raney, Commissioner
Thomas J. Schneider, Commissioner

Brad Molnar, Vice Chairman was absent.

APPEARANCE

Kim Moran
Utility Division

(287) In the matter of Qwest Service Corporation filed request for Commission approval of a Master Service Agreement (MSA) between Qwest and Federated Systems Group, Inc. - Docket No. N2005.7.107:

Commissioner Schneider moved to approve the Master Service Agreement (MSA) between Qwest and Federated Systems Group, Inc. in Docket No. N2005.7.107. Commissioner Mood seconded the motion, which passed 3-0.

(288) In the matter of Blackfoot Communications, Inc. filed request to withdraw on its application for ETC status- Docket No. D2005.4.48:

Commissioner Mood moved to approve the request for withdrawal and close the docket. Commissioner Schneider seconded the motion, which passed 4-0.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(289) In the matter of Valet Limousine, Inc. Missoula, Montana filed application to transfer PSC No. 7172 to Valet Limousine, LLC, Missoula, Montana- Docket no. T-05.16.ST:

Commissioner Mood moved to approve the transfer of PSC No. 7172 to Valet Limousine, LLC, Missoula, Montana in Docket no. T-05.16.ST. Commissioner Schneider seconded the motion, which passed 3-0.

(290) In the matter of Ken Mathew and Austin Rockeman dba R&S Transportation, Big Timber, Montana request for permission to suspend PSC No. 9428 for a six- month period from July 19, 2005 to January 19, 2006- Docket No. TN2267:

Commissioner Schneider moved to approve the request for suspension as requested. Commissioner Mood seconded the motion, which passed 3-0.

(291) In the matter of the approval of Commission Minutes:

Commissioner Schneider moved to approve the Commission Minutes for the week of July 11, 2005. Commissioner Mood seconded the motion, which passed 3-0.

APPEARANCE
Martin Jacobson
Legal Division

(292) In the matter of the Commission's discussion of Qwest use of federal USF- Docket No. D2005.6.105:

Commissioner Schneider moved to direct staff to prepare a revised notice and Procedural Order that addresses the Qwest issues raised in their filing. Commissioner Raney seconded the motion, which passed 4-0. The vote was left open for Commissioner Molnar.

APPEARANCE
Gary Duncan
Utility Division

(293) In the matter of the Commission's discussion of Qwest, Primetime, Lightyear, Ionex, Bullseye, MCI Metro, VCI, Preferred Carrier, McLeod, Dieca, PiperTel, Vycera, New Rochelle QPP Interconnection Agreements; one Line Sharing Agreement- Dockets No. D2005.4.59, D2005.4.60, D2005.4.61, D2005.4.62, D2005.4.63, D2005.4.64, D2005.4.65, D2005.4.67, D2005.4.68, D2005.4.69, D2005.4.70, D2005.4.71 and D2005.4.72:

Commissioner Schneider moved to approve the following Qwest Platform Plus (QPP) Agreements: Qwest Corporation/ Prime Time Ventures, LLC. D2005.4.59; Qwest Corporation/ Lightyear Network Solutions, D2005.4.60; Qwest Corporation/ Ionex Communications North, Inc. D2005.4.61; Qwest Corporation/ Bullseye Telecom, Inc. D2005.4.62; Qwest Corporation/ VCI Company, D2005.4.64; Qwest Corporation/ Preferred Carrier Services, Inc. D2005.4.65; Qwest Corporation/ McLeodUSA Telecommunications Services, Inc. D2005.4.67, Qwest Corporation/ Dieca Communications, Inc. D2005.4.68; Qwest Corporation/ CONTACT Communications, Inc. D2005.4.69; Qwest Corporation/ PiperTel Communications, LLC. D2005.4.70; Qwest Corporation/ Vycera Communications, Inc. D2005.4.71; Qwest Corporation/ New Rochelle Telephone Corporation, D2005.4.72. Commissioner Mood seconded the motion, which passed 4-0.

Commissioner Schneider moved to accept the commercial informational filing of the line sharing agreement between Qwest and MCImetro Access Transmission Services in D2005.4.63. Commissioner Mood seconded the motion, which failed with a vote of 2-2. Commissioners Jergeson and Raney voted no. Commissioners Schneider and Mood voted yes.

APPEARANCE

Al Brogan
Legal Division

(294) In the matter of the Commission's discussion of NWE Commission Investigation of Electricity Market Activity- Docket No. D2004.2.21:

Commissioner Schneider moved to deny the AG's motion for an Order to compel based on NWE production of additional documents as represented by staff memo. Commissioner Mood seconded the motion, which passed 4-0.

APPEARANCE

Robin McHugh,
Administrator, Legal Division

(295) In the matter of the Commission's discussion of NWE Petition for Rulemaking/ OMS draft request for clarification and rehearing to FERC:

Commissioner Raney moved to deny NorthWestern's petition for rulemaking in Docket No. N2005.6.96 and issue a notice of inquiry and opportunity to comment as soon as possible to establish whether we need to further restrict who may have access, and if so under what conditions, to protected information and decrease disclosure risk and eliminate competitive persons from seeing protected information. Commissioner Jergeson seconded the motion. Commissioner Raney's motion was withdrawn.

Commissioner Schneider made an amended motion to direct staff to prepare Protective Orders applicable to default supply pre-approval and PURPA avoided cost dockets that would incorporate the restrictions to confidential information from market participants discussed today. The motion failed for lack of a second.

Commissioner Raney moved to direct staff to draft an Order denying NorthWestern Energy's petition for rulemaking in Docket No. N2005.6.96 and to include the Order direction to staff to meet with NorthWestern Energy to discuss the schedules in NorthWestern's docket numbers D2005.5.87, NorthWestern gas tracker, D2003.7.86, D2004.6.96, D2005.6.103, NorthWestern QF Dockets, D2005.5.88, NorthWestern electric tracker, to convey to NorthWestern Energy the Commission's strong interest in the filing of petitions for Protective Orders in these dockets as expeditiously as possible which petitions may include language to further restrict the identity and

conditions under which certain parties can access protected information, to direct staff to research and draft amendments to the Commission's Protective Order Rules to accomplish on a permanent basis the kind of access restrictions referred to above. Commissioner Mood seconded the motion, which passed 4-0.

APPEARANCE

Kate Whitney
Administrator, Utility Division

(296) In the matter of the Commission's discussion of approval for Leroy Beeby and David Burchett's travel to San Antonio September 13-16, 2005 to attend the Basic Depreciation course offered by the Society of Depreciation Professionals:

Commissioner Raney moved to approve travel for Leroy Beeby and David Burchett to attend travel to San Antonio September 13-16, 2005 to attend the Basic Depreciation course offered by the Society of Depreciation Professionals. Commissioner Mood seconded the motion, which passed 4-0.

APPEARANCE

Marla Larson
Utility Division

(297) In the matter of the Commission's discussion of OMS Comments:

Commissioner Jergeson moved that the Montana Commission will join in generally supporting the comments, including the request for clarification and rehearing to be submitted by the OMS board to FERC, and delegate to Commissioner Jergeson any decisions on any amendments that may be offered on Wednesday. Commissioner Schneider seconded the motion, which passed 4-0.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGSON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, July 20, 2005, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Commissioner
Robert H. Raney, Commissioner
Thomas J. Schneider, Commissioner

Brad Molnar, Vice Chairman was absent.

APPEARANCE
Robin McHugh, Administrator
Legal Division

(298) In the matter of the Commission's discussion of the filing of Intercarrier Compensation reply comments- FCC-CC-01-92:

Commissioner Schneider moved to approve the submission of comments on CC-01-92 subject to minor editing. Commissioner Raney seconded the motion, which passed 4-0.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGSON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)